

**REGULAR SESSION OCTOBER 26, 2016**

This day the Board of Morrow County Commissioners met in their office at 80 North Walnut St., Ste. A, Mt. Gilead, Ohio with the following members present: Mr. Whiston, Mr. Miller and Mr. Leader.

Public in attendance: Shane Farnsworth (Development office) and Alberta Stojkovic (Sentinel).

The meeting was opened with prayer and pledge of allegiance to the flag, and then called to order by Mr. Miller, who then proceeded with the business at hand. The following matters came before the Board for their consideration and approval.

**IN THE MATTER OF  
APPROVAL OF THE MINUTES  
OF REGULAR SESSION OF OCTOBER 24, 2016: 16-R-676**

Mt. Leader made a motion to approve the minutes of regular session of October 24, 2016, as recorded in the Commissioners Journal # 46.

Mr. Whiston duly seconded this motion

Roll Call Vote: ..,Mr. Leader..., “yea” ..,Mr. Whiston..., “yea” .., Mr. Miller..., “yea”

**IN THE MATTER OF  
APPROVAL OF BILLS FOR PAYMENT: 16-R-677**

Mr. Miller made a motion to approve payment of bills numbered 1 through 133 submitted by the Morrow County Auditor’s office.

Mr. Whiston duly seconded this motion

Roll Call Vote: ..,Mr. Leader..., “yea” ..,Mr. Whiston..., “yea” .., Mr. Miller..., “yea”

**IN THE MATTER OF  
PAY-INS: 16-R-678**

The following pay-ins were made to Patricia K. Davies, Morrow County Auditor:  
Pay-in # 4720 Payment from Ketterman residents for sewer maintenance and operations 121-121-40100 \$67.70  
Pay-in # 4721 Ketterman – City of Galion portion 121-121-40300 \$211.50  
Pay-in # 4722 Payment from Chesterville residents for sewer debt reserve portion 159-159-20100 \$109.20  
Pay-in # 4723 Chesterville sewer maintenance and operations portion 159-159-40100 \$280.80  
Pay-in # 4724 Chesterville sewer debt retirement portion 159-159-50100 \$358.80  
Pay-in # 4725 Chesterville sewer asset management portion 159-159-50200 \$31.20  
Pay-in # 4730 Payment from the State of Ohio for public defender reimbursement for August 2016 001-100-41080 \$16,952.87  
Pay-in # 4739 Payment from JFS Service Garage for November rent 173-007-79905 \$1,604.48  
Pay-in # 4740 Payment from Subway for connection fees for the Chesterville Sewer system 159-159-50300 \$5,775.00  
Pay-in # 4741 Payment from Subway for permit fees for the Chesterville Sewer system 159-159-30100 \$200.00

**IN THE MATTER OF  
TRANSFER OF FUNDS – JOB AND FAMILY SERVICES FUND 11: 16-T-130**

At the request of Sundie Brown, Assistant Director Morrow County Job and Family Services, a motion was made by Mr. Leader to approve the following transfer of funds:

From 011-044-71000 Public Assistance Facilities to 011-044-33099 Public Assistance Equipment in the amount of \$2,000.00

Mr. Whiston duly seconded this motion.

Roll Call Vote: ..,Mr. Leader..., “yea” ..,Mr. Whiston..., “yea” .., Mr. Miller..., “yea”

**IN THE MATTER OF  
APPROVAL OF TIME WARNER BUSINESS CLASS SERVICE AGREEMENT TO  
INCREASE BANDWIDTH TO 30 Mb AT 48 E. HIGH STREET AND APPROVAL FOR  
CHAIRMAN RICHARD J MILLER TO SIGN AGREEMENT: 16-R-679**

**WHEREAS**, on December 7, 2015, the Morrow County Commissioner’s passed a resolution to approve a Service Agreement with Time Warner Business Class to increase to 20 Mb, 60 months at a monthly cost of \$772.00; and

**WHEREAS**, after monitoring our utilization over periods of time this year, it has been deemed necessary that we once again increase our bandwidth.

**THEREFORE**, Mr. Whiston made a motion to approve the Time Warner Business Class Service Agreement to increase our bandwidth to 30 Mb, 60 months at a monthly cost of \$865.00.

Mr. Leader duly seconded this motion

Roll Call Vote: ..,Mr. Leader..., “yea” ..,Mr. Whiston..., “yea” .., Mr. Miller..., “yea”

**IN THE MATTER OF  
APPROVAL TO RESCIND RESOLUTION# 16-R-622, AUTHORIZATION TO APPROVE  
LOAN FINANCING FROM THE RURAL SEPTIC IMPROVEMENT PROGRAM –  
MINTURN: 16-R-680**

**WHEREAS**, on September 28, 2016, the Morrow County Commissioner’s passed Resolution# 16-R-622, Authorization to approve Loan Financing from the Rural Septic Improvement Program for Ronald & Martha Minturn; and

**WHEREAS**, the Morrow County Economic Development office has stated that there has been a change order in the amount of loan financing for this authorization and would like to present a new approval for loan financing.

**THEREFORE**, Mr. Leader made a motion to approve rescinding of Resolution# 16-R-622, Authorization for Approve Loan Financing from the Rural Septic Improvement Program – Minturn.

Mr. Whiston duly seconded this motion.

Roll Call Vote: ..,Mr. Leader..., “yea” ..,Mr. Whiston..., “yea” .., Mr. Miller..., “yea”

**IN THE MATTER OF  
AUTHORIZATION TO APPROVE LOAN FINANCING FROM THE RURAL SEPTIC  
IMPROVEMENT PROGRAM – MINTURN: 16-R-681**

Mr. Leader moved the adoption of the following:

**RESOLUTION**

**WHEREAS**, the Board of Morrow County Commissioners established the Rural Septic Improvement Program to provide low interest loan financing to eligible property owners for the necessary repair and/or replacement of existing on-site sewer and/or water systems; and

**WHEREAS**, the Morrow County Development Office and the Rural Septic Program Loan Review Committee have reviewed loan application(s) and recommend(s) approval to the Board of Morrow County Commissioners.

**NOW, THEREFORE, BE IT RESOLVED**, that the Board of Morrow County Commissioners hereby authorize the following loan(s):

Section 1. Ronald & Martha Minturn, 4301 Township Road 233, Cardington for the amount of \$1,027.50 at a rate of 2% interest for a period of 12 Months from the Rural Septic Revolving Loan Fund.

Mr. Whiston duly seconded this motion.

Roll Call Vote: ..,Mr. Leader..., “yea” ..,Mr. Whiston..., “yea” .., Mr. Miller..., “yea”

**IN THE MATTER OF  
AUTHORIZATION TO APPROVE LOAN FINANCING FROM THE RURAL SEPTIC  
IMPROVEMENT PROGRAM - WESTBROOK: 16-R-682**

Mr. Leader moved the adoption of the following:

**RESOLUTION**

**WHEREAS**, the Board of Morrow County Commissioners established the Rural Septic Improvement Program to provide low interest loan financing to eligible property owners for the necessary repair and/or replacement of existing on-site sewer systems; and

**WHEREAS**, the Morrow County Development Office and the Water & Sewer Improvement Program Loan Review Committee have reviewed loan application(s) and recommend(s) approval to the Board of Morrow County Commissioners.

**NOW, THEREFORE, BE IT RESOLVED**, that the Board of Morrow County Commissioners hereby authorize the following loan(s):

Section 1. John E. Westbrook & Rebecca A. Westbrook, 6480 Township Road 49, Mansfield for the amount of \$8,640.00 at a rate of 2% interest for a period of 5 years from the Rural Septic Revolving Loan Fund.

Mr. Whiston duly seconded this motion.

Roll Call Vote: ..,Mr. Leader..., "yea" ..,Mr. Whiston..., "yea" .., Mr. Miller..., "yea"

**IN THE MATTER OF  
APPROVAL OF SUBORDINATION AGREEMENT FROM MORROW COUNTY  
WATER & SEWER (RURAL SEPTIC) PROGRAM: 16-R-683**

Mr. Whiston moved the adoption of the following Subordination Agreement:

**THIS SUBORDINATION AGREEMENT** is made this 26<sup>th</sup> day of **October, 2016**, by and between **Carrington Title Services, LLC**, a corporation with a place of business **600 City Parkway West, Suite 110-B, Orange, CA 92868**, and the **Board of Morrow County Commissioners**, a political subdivision of the State of Ohio, with offices located at 80 N. Walnut Street, Suite A, Mt. Gilead, Ohio 43338.

**WHEREAS**, **Ronald & Donna Morlan, (married)** (jointly and severally hereinafter called the "Borrower"), being the deed owner of property located at **6394 Township Road 14, Mount Gilead, Ohio 43338** executed and delivered to the **Board of Morrow County Commissioners** the mortgage/deed of trust in the sum of **\$6,252.00** dated **November 12, 2013**, and recorded **June 20, 2014**, in volume 819 pages(s) **827-831** in the records of Morrow County, which mortgage/deed of trust is a lien on the following described real estate (hereinafter called the "Property");

**WHEREAS**, the Borrower executed and delivered to **Carrington Title Services, LLC**, a mortgage/deed of trust in the sum of **\$162,501.00** which mortgage/deed of trust is recorded in book/volume **834** page **342** of the records of **Morrow** County, in the State of **Ohio**;

**WHEREAS**, the Board of Morrow County Commissioners does hereby agree to the following:

Subordination of Lien: The Board of Morrow County Commissioners does hereby subordinate its lien position in and on the Property to **Carrington Mortgage Services, LLC** the lien itself thereof as if **Carrington Mortgage Services, LLC** had been recorded first in time to the **Board of Morrow County Commissioners** the mortgage and so that all public records will reflect **Carrington Mortgage Services, LLC** to be superior in lien to the **Board of Morrow County Commissioners** mortgage.

Subordination of Debt: Borrowers hereby subordinate payment of the debt secured by the Board of Morrow County Commissioners mortgage to payment of the debt secured by **Carrington Mortgage Services, LLC**.

This subordination shall be binding upon and insure to the benefit of the respective heirs, successors and assigns of Borrowers and lender.

Signed and acknowledged by: s/Richard J Miller  
Richard J. Miller, Chair, Commissioner

Signed and acknowledged by: s/  
Carrington Mortgage Services, LLC

Mr. Miller duly seconded this motion.

Roll Call Vote: ..,Mr. Leader..., “yea” ..,Mr. Whiston..., “yea” .., Mr. Miller.., “yea”

**IN THE MATTER OF  
APPROVAL OF REPAIRS TO THE DOG WARDEN TRUCK: 16-R-684**

**WHEREAS**, there is need for repairs to be done to the rear bumper of the Dog Warden truck;  
and

**WHEREAS**, the Dog Warden has received 2 quotes from local body shops and both are below  
our deductible of \$2,500.00; and

**WHEREAS**, the quotes received were:

Mc Creary’s Body Shop, 4940 State Route 61, Mount Gilead, Ohio 43338	\$2,179.15
Elite Body Worx, LLC, 110 Boundary Street, Edison, Ohio 43320	\$1,518.13

**THEREFORE**, Mr. Leader made a motion to approve the Dog Warden taking the truck to Elite  
Body Worx to have the necessary repairs done at the quoted price of \$1,518.13.

Mr. Whiston duly seconded this motion.

Roll Call Vote: ..,Mr. Leader..., “yea” ..,Mr. Whiston..., “yea” .., Mr. Miller.., “yea”

**IN THE MATTER OF  
APPROVAL FOR COUNTY AUDITOR TO SET-UP NEW FUND ACCOUNT  
FOR JOB AND FAMILY SERVICES – RESPITE SERVICES: 16-R-685**

**WHEREAS**, Morrow County Job and Family Services has requested the County Auditor to set-  
up a new fund account for Respite Services for funding coming to the Morrow County Family &  
Children First Council, which is administered through Morrow County Job & Family Services, funds  
are coming from Ohio Mental Health & Addiction Services;

**THEREFORE**, Mr. Whiston made a motion granting approval for Patricia Davies, Morrow  
County Auditor, to establish a new fund as requested by Morrow County Job and Family Services.

Mr. Leader duly seconded this motion.

Roll Call Vote: ..,Mr. Leader..., “yea” ..,Mr. Whiston..., “yea” .., Mr. Miller.., “yea”

**IN THE MATTER OF  
TRANSFER OF FUNDS – ENGINEER’S FUND 2: 16-T-131**

At the request of Randy Bush, Morrow County Engineer, a motion was made by Mr. Leader to  
approve the following transfer of funds:

From 002-022-21004 Repair Parts to 002-002-22001 Asphalt Paving in the amount of \$60,000.00

Mr. Whiston duly seconded this motion.

Roll Call Vote: ..,Mr. Leader..., “yea” ..,Mr. Whiston..., “yea” .., Mr. Miller.., “yea”

**IN THE MATTER OF  
APPROPRIATION OF UNAPPROPRIATED CERTIFIED MONIES –  
ENGINEER’S FUND 15: 16-A-099**

At the request of Randy Bush, Morrow County Engineer, a motion was made by Mr. Leader to appropriate from the unappropriated certified monies to the following account:

015-084-29098	County Highway M&R Other Expenses	\$60,000.00
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Mr. Whiston duly seconded this motion.

Roll Call Vote: ..,Mr. Leader..., “yea” ..,Mr. Whiston..., “yea” .., Mr. Miller.., “yea”

**IN THE MATTER OF  
APPROVAL OF SPECIAL HAUL PERMIT FOR PRO TOW: 16-R-686**

**WHEREAS**, Randy Bush, Morrow County Engineer, requested the Board of Commissioners for approval of a special haul permit for Pro Tow, 1669 Harmon Ave., Columbus, Ohio 43223 for one of our Ohio Bridge Partnership Bridges. The permit allows for the moving of a Komatsu PC228 Excavator, net load 79,000, beginning October 21, 2016. Movement to be made from 3117 Bennett Road, Cardington, Ohio to 2323 Performance Way, Columbus, Ohio via E/B Bennett Road to S/B County Road 9 to N/B US-42; and

**WHEREAS**, this permit was approved and signed by Randy Bush, Morrow County Engineer on October 20, 2016 and received by the Board of County Commissioners on October 25, 2016.

**THEREFORE**, Mr. Whiston made a motion to approve the special haul permit, which was approved by Randy Bush, Morrow County Engineer.

Mr. Leader duly seconded this motion.

Roll Call Vote: ..,Mr. Leader..., “yea” ..,Mr. Whiston..., “yea” .., Mr. Miller.., “yea”

**IN THE MATTER OF  
TRANSFER OF FUNDS – MCTC FUND 160: 16-T-132**

At the request of Don Wake, Director Morrow County Transportation Collaborative, a motion was made by Mr. Leader to approve the following transfer of funds:

From 160-164-01099 Dispatcher Salaries to 160-163-29100 Admin PERS in the amount of \$4,000.00  
From 160-164-01099 Dispatcher Salaries to 160-160-26013 Contract Services in the amount of \$5,000.00  
From 160-164-01099 Dispatcher Salaries to 160-160-29458 Meeting/Trainings in the amount of \$1,000.00

From 160-164-29100 Dispatcher PERS to 160-160-29458 Meeting/Trainings in the amount of \$300.00  
From 160-164-29100 Dispatcher PERS to 160-165-29100 Mechanic PERS in the amount of \$500.00  
From 160-164-29100 Dispatcher PERS to 160-163-29407 Admin Insurance in the amount of \$200.00

Mr. Whiston duly seconded this motion.

Roll Call Vote: ..,Mr. Leader..., “yea” ..,Mr. Whiston..., “yea” .., Mr. Miller.., “yea”

**IN THE MATTER OF  
AUTHORIZATION TO APPROVE LOAN FINANCING FROM THE ECONOMIC  
DEVELOPMENT REVOLVING LOAN FUND (ED RLF) – 8 SISTERS BAKERY: 16-R-687**

Mr. Miller moved the adoption of the following resolution:

**RESOLUTION**

**WHEREAS**, the Board of Morrow County Commissioners established the Economic Development Revolving Loan Fund to provide low interest loan financing to eligible business owners; and

**WHEREAS**, the applicant would like to expand their fifth location. Leaseholder improvements to 3,620 square feet of commercial space. Fund activity include leaseholder improvements, professional services, and working capital. This site will be their main production facility. It will also include the business offices and distribution; and

**WHEREAS**, the Morrow County Development Office and the Economic Development Revolving Loan Fund Committee have reviewed loan application(s) and recommend(s) approval to the Board of Morrow County Commissioners.

**NOW, THEREFORE, BE IT RESOLVED**, that the Board of Morrow County Commissioners hereby authorize the following loan(s):

Section 1. Emma Lister, 8 Sisters Bakery, 6200 State Route 95, Mt. Gilead, Ohio 43338 for the amount of \$50,000, a rate of 3% interest for a period of 7 years from the Economic Development Revolving Loan Fund (ED RLF).

Mr. Leader duly seconded this motion.

Roll Call Vote: ..,Mr. Leader..., “yea” ..,Mr. Whiston..., “yea” .., Mr. Miller.., “yea”

There being no further matters to bring before the board, a motion to adjourn was made by Mr. Miller and duly seconded by Mr. Leader.

Roll Call Vote: ..,Mr. Leader..., “yea” ..,Mr. Whiston..., “yea” .., Mr. Miller.., “yea”

We hereby certify the foregoing to be true and correct.

_____ CHAIRMAN	_____
_____ CLERK	_____
_____ ASSISTANT CLERK	_____ MORROW COUNTY COMMISSIONERS